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FORMALITIES LETTER



OC0000000527945

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
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09/585,157

06/01/2000

Michael T. Kelly

PMS-260755

Pillsbury Madison & Sutro LLP
 Intellectual Property Group
 5th Floor
 50 Fremont Street
 San Francisco, CA 94105-2230



Date Mailed: 07/28/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 820.**

*A copy of this notice **MUST** be returned with the reply.*

Jere AJT
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/03/2001 KZENDIE 00000089 09585157
 710.00 OP
 130.00 OP
 FC-101
 FC-105
 CC-105

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service, Express Mail # EL688399255US, postage prepaid, in an envelope addressed to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231-9999 on December 28, 2000

December 28, 2000

Guy Powers

Guy Powers

EL688399255US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING COMPLETION UNDER RULE 53(f)

COMPLETION Under
Rule 53(f)In re PATENT APPLICATION of

Inventor(s): Michael T. Kelly et al.

Appln. No.: 09 | 585,157
Series Code ↑ | Serial No. ↑

Atty.Dkt. PMS-260755 | M# | Client Ref

Filed: June 1, 2000

Title: ANTIFUNGAL AND ANTIMYCOBACTERIAL BASILISKAMIDES

Hon. Commisioner of Patents
Washington, DC 20231
Attn.: Box Missing Parts

Date: December 28, 2000

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** copy attached not yet received
 2. Signed Declaration attached. Original Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and
 "X" box 2A only if top box of the Declaration is X'd and file application copy, or
 "X" box 2B only if none of the top three boxes of the Declaration is X'd.)

2A. Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.

2B. The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

3. Specification originally filed in non-English language; hence verified translation attached of:

- a. Abstract
 b. # pages of Specification(only spec. & claims)
 c. Drawing(s) | No of Sheets | 01/03/2001 KZEWIDIE 00000089 09585157
 Fig(s). | 03 FC:117 | 890.00 OP

4. Letter filing formal drawing attached.

5. Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/137,166	06/01/99	(2)	

PAT-106 10/00

7. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in _____

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	

9. (No.) Certified copy (copies): attached; previously filed (date) _____
in U.S. Application No. / filed on _____

10. Small Entity Status is Not claimed is claimed (file PAT-256 if this is the first claim of Small Entity Status)

11. Attached:

12. Preliminary Amendment:

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

				Large/Small Entity	Fee Code
13. Basic Filing Fee	Design Application Not Design Application	\$320/\$160 \$710/\$355	+710	106/26 101/201	
14. Total Effective Claims 15	minus 20 = 0	x \$18/\$9	+0	103/203	
15. Independent Claims 2	minus 3 = 0	x \$80/\$40	+0	102/202	
16. If any proper multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)		\$270/\$135	+0	104/204	
17. Surcharge for filing Declaration/filing fee late		\$130/\$65	+130	105/205	
18.		FILING FEE ENCLOSED =	\$840		
19. Original due date: September 28, 2000					
20. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo) (2mos) (3mos) (4mos)	\$110/\$55 = \$390/\$195 = \$890/\$445 = \$1390/\$695 =	+890	115/215 116/216 117/217 118/218	
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee		\$130	+0	139	
22. If "assignment" box 5 is X'd, add recording fee.		\$40	+0	581	
23. Petition Fee for		\$130	+0		
24.		TOTAL FEE ENCLOSED =	\$1730		

Our Deposit Account No. 03-3975

Our Order No. 007779

026-0755

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Pillsbury Madison & Sutro LLP
Intellectual Property Group

50 Fremont Street, 5th Floor
Attn. Docket/Calendar Dept.
San Francisco, CA 94105-2230
Tel: (415) 983-1000
Atty/Sec: WPB/gfp

By Atty: W. Patrick Bengtsson

Reg. No. 32456

Sig:

Fax: (415) 983-1200
Tel: (415) 983-1508